

MINUTES OF THE REGULAR MEETING  
OF THE BOARD OF DIRECTORS  
LA HABRA HEIGHTS COUNTY WATER DISTRICT  
December 10, 2013

A regular meeting of the Board of Directors of La Habra Heights County Water District was held on December 10, 2013, at 4:00 p.m., at the office of the District, located at 1271 North Hacienda Road, La Habra Heights.

Roll call of Directors by Secretary/General Manager, Michael Gualtieri.

PRESENT: Directors Cooke, McClish, McVicar, Perumean and Wilson

ABSENT: None

Staff members and others present.

Staff: Michael Gualtieri, Secretary/General Manager and Tammy Wagstaff, Treasurer/Office Manager. Others present: Steve O'Neil, legal counsel, Lemieux & O'Neill, Judy and George Ennis, George Edwardz, Aida Lough, Stephen Blagden, Rich McClish, residents.

Directors Cooke and McClish took oath of office.

Public Comments: Stephen Blagden commented on nominating Director McVicar as President of the Board of Directors.

Selection of President and Vice-President of the Board of Directors. Director Wilson made a motion to nominate Director McVicar as President and this was seconded by Director McClish. Director Cooke nominated Director Perumean as President this lacked a second motion. A nomination was made by Director McVicar and seconded by Director Perumean to nominate Director Cooke as President.

After further discussion a motion was made to elect Director McVicar as President by Director Wilson and seconded by Director McClish. Vote was as follows:

AYES: Directors McClish and Wilson

NOES: Directors McVicar, Perumean and Cooke

ABSENT: None

This motion failed.

Another motion was made to elect Director Cooke as President by Director Perumean and seconded by Director McVicar. Vote was as follows:

AYES: Directors Cooke, McVicar and Perumean

NOES: Directors McClish and Wilson

ABSENT: None

A motion was made to elect Director McVicar as Vice-President by Director Cooke and seconded by Director Perumean. Vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

Questions and Answers to 2012-2013 District Audit Report – Diehl, Evans & Company, LLP. General Manager and Treasurer provided an overview.

Consent calendar: Minutes of the regular meeting for November 12, 2013. After discussion a motion was made by Director McVicar and seconded by Director Perumean to approve minutes with a grammatical change to the minutes. The vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

The Financial Statements for October 2013 and Status of Investment third quarter 2013 were removed from the Consent Items. After discussion, motion was made by Director McVicar and seconded by Director Perumean to approve the Financial Statements and Status of Investment. Vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

Approval of warrants and authorization of signatures as per the warrant list. After discussion there was a motion made by Director McVicar and seconded by Director

Wilson that the warrant numbers 38404 through 38452 be approved and signatures be authorized. The vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

9.a. Discuss and Adopt – Resolution 13-07, recognizing Mr. Jeff Heintz for service on the Board of Directors. After discussion, motion was made by Director Cooke and seconded by Director McVicar to approve Resolution 13-07. Vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

9.b. Discuss and Action – Plant 1 Booster 3 – repair or replace. After discussion motion was made by Director McVicar and seconded by Director Perumean to approve the replacement or repair of Plant 1 Booster 3 not to exceed a cost of \$72,000.00. Vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

9.c. Discuss and Action – Appoint ACWA/JPIA Director and Alternate. After discussion a motion was made by Director Cooke and seconded by Director McClish to appoint Director McVicar as the Director of ACWA/JPIA and the General Manager as the alternate. Vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

9.d. Discuss and Action – Appoint ACWA Director. No formal action was taken.

9.e. Discuss and Action – Literature in Lobby of Water District. Mr. Blagden, Mr. Edwardz and Mrs. Lough stated that if literature is placed for one entity they should be placed for all entities. Mr. McClish suggested no literature for any entity be distributed.

Director McVicar recused herself from this item and left the room before discussion.

On motion of Director Perumean, seconded by Director Wilson, the board unanimously approved a policy for the dissemination of literature in the District's lobby. The policy is as follows:

1. All printed materials must be financed in part by a governmental agency or represent the editorial discretion of the governmental agency in the selection and presentation of content.
2. Only printed materials of an educational, cultural or general informational nature, such as information advising the public about community events or government programs and services can be displayed.
3. Only printed materials which are non-political and non-religious in nature, and paid for by a non-political and non-religious organization in collaboration with a government agency, can be posted or distributed.
4. The name of the government agency, publisher, or sponsoring organization that authorized the publication must be clearly identified.
5. Materials that only advertise products or services for commercial gain cannot be displayed.
6. Dimensions of the printed materials may not exceed 11" by 17".
7. Dated publications will be removed at the discretion of the District's General Manager.
8. District publications will be given preference for display.

Vote was as follows:

AYES: Directors Cooke, McClish, Perumean and Wilson

NOES: None

ABSTAIN: Director McVicar

ABSENT: None

9.h. District Counsel explained that the General Manager had received a request from California Domestic Water this afternoon for the Board to consider signing a letter concerning the possible transfer of water service that California Domestic Water serves in Los Angeles County to the City of La Habra. On motion of Director McVicar, seconded by Director Perumean, to add this item as item 9.h. to the agenda pursuant to Government Code section 54954.2. Vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

The Board then discussed the possibility of taking over the services. No formal action was taken.

9.f. Discuss and Approve resolution 13-08, authorizing and directing the execution of certain agreements specifying required signatures for all checks, drafts, warrants and other instruments authorizing the District to pay money. After discussion, motion was made by Director McVicar and seconded by Director Perumean to approve resolution 13-08. Vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

9.g. Update on District Activities. There was nothing to report.

10. Report of Individual Directors.

Director McVicar stated she had attended the ACWA meeting and discussed ground water and private insurance for individual water systems.

Director McClish stated she was happy to be on the Board of Directors.

Director Wilson discussed the ACWA meeting and JPIA issues such as affordable care act, wellness program and assistance program.

Director Peruman stated that the ACWA meeting was informational and discussed ground water.


There being no further business to come before the Board motion was made by Director Cooke and seconded by Director McVicar that the meeting be adjourned at 6:15 p.m. Vote was as follows:

AYES: Directors Cooke, McClish, McVicar, Perumean and Wilson

NOES: None

ABSENT: None

Dated: January 14, 2013

  
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Brad Cooke, President

(SEAL)

  
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Michael Gualtieri, Secretary